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6 IN THE UNITED STATES DISTRICT COURT  
7 FOR THE DISTRICT OF ARIZONA

8 Terrell Maurice Mars, ) No. CV-22-01933-PHX-SPL (JZB)  
9 )  
10 Petitioner, ) **ORDER**  
11 vs. )  
12 Russell Heisner, )  
13 Respondents. )  
14 \_\_\_\_\_

15 Petitioner Terrell Maurice Mars has filed a Petition for Writ of Habeas Corpus  
16 pursuant to 28 U.S.C. § 2241 (Doc. 1). The Honorable John Z. Boyle, United States  
17 Magistrate Judge, issued a Report and Recommendation (“R&R”) (Doc. 10),  
18 recommending that the Court deny the Petition. Judge Boyle advised the parties that they  
19 had fourteen (14) days to file objections to the R&R and that failure to file timely objections  
20 could be considered a waiver of the right to obtain review of the R&R. (Doc. 10 at 12–13)  
21 (citing 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 6, 72; *United States v. Reyna-Tapia*, 328 F.3d  
22 1114, 1121 (9th Cir. 2003)).

23 The parties did not file objections, which relieves the Court of its obligation to  
24 review the R&R. *See Reyna-Tapia*, 328 F.3d at 1121; *Thomas v. Arn*, 474 U.S. 140, 149  
25 (1985) (“[Section 636(b)(1)] does not . . . require any review at all . . . of any issue that is  
26 not the subject of an objection.”); Fed. R. Civ. P. 72(b)(3) (“The district judge must  
27 determine de novo any part of the magistrate judge’s disposition that has been properly  
28 objected to.”). The Court has nonetheless reviewed the R&R and finds that it is well-taken.

1 The Court will adopt the R&R and deny the Petition. *See* 28 U.S.C. § 636(b)(1) (stating  
2 that the district court “may accept, reject, or modify, in whole or in part, the findings or  
3 recommendations made by the magistrate”); Fed. R. Civ. P. 72(b)(3) (“The district judge  
4 may accept, reject, or modify the recommended disposition; receive further evidence; or  
5 return the matter to the magistrate judge with instructions.”). Accordingly,

6 **IT IS ORDERED:**

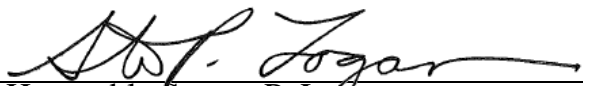
7 1. That Magistrate Judge John Z. Boyle’s Report and Recommendation (Doc.  
8 10) is **accepted** and **adopted** by the Court;

9 2. That the Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241  
10 (Doc. 1) is **denied** and **dismissed with prejudice**;

11 3. That a certificate of appealability and leave to proceed *in forma pauperis* on  
12 appeal are **denied**; and

13 4. That the Clerk of Court shall **terminate** this action and enter judgment  
14 accordingly.

15 Dated this 1st day of August, 2023.

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17   
18 Honorable Steven P. Logan  
United States District Judge  
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